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FAIR POLITICAL PRACTICES COMMISSION
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Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 99/344
)	
DAVID ROSENAUR and EXPORT)	
INTERNATIONAL INC.)	STIPULATION, DECISION and
)	ORDER
)	
)	
Respondent.)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents David Rosenauer and Export International, Inc., hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in section 18361 of Title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to

1 subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over
2 the hearing as a hearing officer, and to have the matter judicially reviewed.


3 It is further stipulated and agreed that Respondents David Rosenaur and Export International,
4 Inc., violated the Political Reform Act by failing to file or timely file campaign statements and reports,
5 in violation of Sections 84200, 84200.5, 84203.5, and 84204 of the Government code (8 counts) as
6 described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference, as though fully set
7 forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

8 Respondents agree to the issuance of the decision and order, which is attached hereto.
9 Respondents also agree to the Commission imposing upon them an administrative penalty in the
10 amount of Eleven Thousand Dollars (\$11,000). A cashier's check from Respondents in said amount,
11 made payable to the "General Fund of the State of California," is submitted with this stipulation as full
12 payment of the administrative penalty, and shall be held by the State of California until the
13 Commission issues its decision and order regarding this matter. The parties agree that in the event the
14 Commission refuses to accept this stipulation, it shall become null and void, and within fifteen (15)
15 business days after the Commission meeting at which the stipulation is rejected, all payments tendered
16 by Respondents in connection with this stipulation shall be reimbursed to Respondents. Respondents
17 further stipulate and agree that in the event the Commission rejects the stipulation, and a full
18 evidentiary hearing before the Commission becomes necessary, neither any member of the
19 Commission, nor the Executive Director, shall be disqualified because of prior consideration of this
20 stipulation.

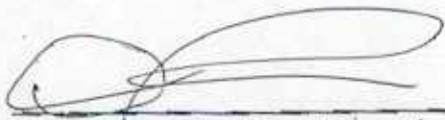
21
22 Dated: 2/23/04


Mark Krausse
Executive Director
Fair Political Practices Commission

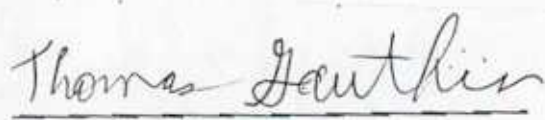
23
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27 Dated: 1-21-04


David Rosenaur, Respondent

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2
3 Dated: 1-21-04


Export International Inc., Respondent
By David Rosenaur, President

4
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6
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8 Dated: 1/24/04


Thomas Gauthier
Olson, Hagle & Fishburn LLP
Attorneys for Respondents

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14 **DECISION AND ORDER**

15 The foregoing stipulation of the parties "In the Matter of David Rosenaur and Export
16 International Inc., FPPC No. 99/344," including all attached exhibits, is hereby accepted as the final
17 decision and order of the Fair Political Practices Commission, effective upon execution below by the
18 Chairman.

19
20 IT IS SO ORDERED.

21
22 Dated: _____

Liane M. Randolph, Chairman
Fair Political Practices Commission